



PATENTS
Attorney Docket No. BAY-001.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Louis Johan Wagenaar)	
Application No:)	Art Unit: 1615
10/615,592)	
Filed:)	Confirmation No.: 8286
July 8, 2003)	
For:)	Examiner: Azpuru, Carlos
Procedure and Composition of)	
Treatment and/or Care of the)	
Eye)	

CERTIFICATE OF MAILING

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 22, 2004.


John Barretto

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION-DISCLOSURE STATEMENT

UNDER CFR 1.97(c)(2)

Applicant hereby brings to the Examiner's attention the references listed on the accompanying form PTO-1449. A copy of each listed reference is enclosed. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Applicant has listed dates of publication on the attached PTO-1449 for the cited documents based on information presently available to the undersigned. However, the listed publication dates should not be construed that the information in the cited documents was actually published or otherwise publicly available on the date indicated.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that each or all of the listed documents are material or constitute "prior art." Further, if the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Moreover, the Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Please charge the required fee of \$180.00 as prescribed in 37 C.F.R. § 1.17(p) or any additional fee occasioned by this paper to our Deposit Account No. 06-1448, Reference BAY-001.01.

Respectfully submitted,



Date: December 22, 2004
Customer No: 25181
Patent Group
Foley Hoag, LLP
155 Seaport Blvd.
Boston, MA 02210-2600

Theresa C. Kavanaugh, Reg. No. 50,356
Agent for Applicant
Tel. No. (617) 832-1746
Fax. No. (617) 832-7000

Form PTO-1449

INFORMATION DISCLOSURE CITATION**IN AN APPLICATION**
(Use several sheets if necessary)

Docket Number (Optional)

BAY-001.01

Application Number

10/615,592

Applicant

Louis Johan Wagenaar

DEC 28 2004

Filing Date

July 8, 2003

Group Art Unit

1615

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AA	US 2002/0155961	10/24/02	Schwind et al.			
AB	US 2003/0190258	10/9/03	Smith			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
AC	WO 02/055118	07/18/02	PCT				
AD	WO 02/062260	08/15/02	PCT				
AE	DE 24 26 757	12/11/75	German			X Abstract	
AF	RU 2 055 555	3/10/96	Russia			X Abstract	
AG	SU 1377104	02/29/88	SU			X Abstract	

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.